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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT Under 37 CFR 1.97	Docket No. 46521-56177
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In Re Application Of:

McCormick, James B.

Serial No. 10/723,692	Filing Date 11/26/2003	Examiner Ludlow, Jan M.	Group Art Unit 1743
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Title:

Histological Specimen Retaining Device



Address to:
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), and before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:


☐ the statement specified in 37 CFR 1.97(e);

OR

☐ the fee set forth in 37 CFR 1.17(p).

37 CFR 1.97(d)

3. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(c), and before the payment of the issue fee, and is accompanied by both the statement specified in 37 CFR 1.197(e), and the fee set forth in 37 CFR 1.17(p)


Signature

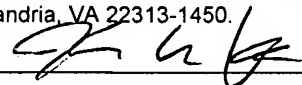
Dated: **May 30, 2006**

Kevin M. Kercher, Reg. No. 33,408
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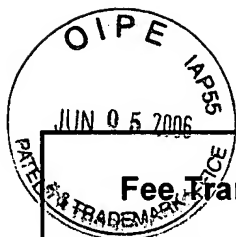
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Kevin M. Kercher

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**Fee Transmittal For Payment Of Fee Under 37 CFR 1.17(p)**Docket No.
46521-56177

In Re Application:

McCormick, James B.

Serial No.

10/723,692

Filing Date

11/26/2003

Examiner

Ludlow, Jan M.

Group Art Unit

1743

Title:

Histological Specimen Retaining Device**Payment Of Fee Under 37 CFR 1.17(p)**

- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 20-0823 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.

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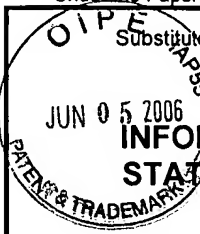
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Dated: **May 30, 2006**

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 Substitute for form 1449A/PTO SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10/723,692
				Filing Date	11/26/2003
				First Named Inventor	McCormick, James B.
				Art Unit	1743
				Examiner Name	Ludlow, Jan M.
Sheet	1	of	1	Attorney Docket Number	46521-56177

U.S. PATENT DOCUMENTS					
Examiner Initials	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 2005/112032 A1	5/26/2005	McCormick	
		US- 2005/112034 A1	5/26/2005	McCormick	
		US-			
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FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		Int'l Search Report for PCT/US2005/042933	Not Yet published	McCormick		
		EP 0245969 A2	11/19/1987	Cambridge Instrument Co.		
		EP 1321757 A2	06/25/2003	Ventana Medical Systems		
		EP 0807807 A1	11/19/1997	Takezaki		

Examiner Signature	Date Considered
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¹ EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ² Applicant's unique citation designation number (optional). ³ See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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